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W.No.38

AMARAVATI, WEDNESDAY, SEPTEMBER 29, 2021

G.306

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

COMMANDANT, 9TH BN APSP, VENAKATAGIRI.

C.No.421/A4/2021.

PUBLICATION OF ORDER FOR TAKING DISCIPLINARY ACTION IN COMMON PROCEEDINGS AND MEMORANDUM OF CHARGE ISSUED BY DIG-IV., APSP BNS., MANGALAGIRI AND APPOINTMENT OF E.O COPY IN RESPECT

Dated: 25 -09-2021.

OF Sri SK. DILEEP, HC 672 OF 9TH BN APSP., VENKATAGIRI.

Ref: 1. As per Rule No. 42 of APCS (CC&A) Rules 1991.

- 2. order for taking disciplinary action in common proceedings in Rc.No.171/1-3/A2/PR/2021, dated: 19-08-2021 of DIG-IV., APSP Bns., Mangalagiri relating to Sri SK.Dileep, HC 672 (U/S) of 9th BN., APSP., Venkatagiri.
- 3. Memorandum of charge in Rc.No.171-2/A2/PR- 01/2021, dated: 19-08-2021 of DIG-IV., APSP Bns., Mangalagiri relating to Sri SK.Dileep, HC 672 (U/S) of 9th BN APSP., Venkatagiri.
- 4. Appointment of inquiring authority in C.No. 14/PR/2021, dated: 16-07-2021 of Commandant, 9th Bn., APSP., Venkatagiri relating to Sri SK.Dileep, HC 672 (U/S).
- 5. Report of OC HQ Coy vide C.No.07/HQ.Coy/9th Bn.2021, dated: 13-09-2021.

<u>C.No.14/PR/2021.</u> <u>Date: 16-07-2021.</u>

ORDER OF REAPPOINTMENT OF INQUIRING AUTHORITY RULE 20(2) OF APCS (CC&A) RULES 1991.

9th BN APSP, VENKATAGIRI - O.E. AGAINST **SRI.SK.DILEEP, HC 672 OF** 9TH BN APSP APPOINTMENT OF E.O.

Ref: 1) Article of charge memo of even No. Dated: 9.03.2021.

2) This office proceedings even No. dated: 19-03-2021.

ORDER:

Where as an inquiry under Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules, 1991 is being held against **Sri SK.Dileep, HC 672** of, 9th Bn APSP Venatagiri.

And where as the undersigned consider that an inquiring authority should be reappointed to enquire into the charges framed against **Sri SK.Dileep, HC 672** of 9th Bn APSP Venkatagiri in view of compulsory retirement of I.O.

Now therefore, the undersigned in exercise of the powers conferred by Sub. Rule (2) read with Sub. Rule (22) of Rule 20 of the A.P. Civil Services (Classification Control and Appeal) Rules, 1991 hereby appoint **Sri A.C. VSR PRASAD** of 9th BN APSP Venkatagiri as inquiring Authority to inquire into the charges framed against the said **Sri SK. Dileep, HC 672** of 9th BN APSP Venkatagiri.

M. NAGENDRA RAO,

Commandant, 9th Bn APSP, Venkatagiri.

То

Sri V.S. R. Prasad, AC of 9th Bn APSP for n.a.

Copy to Sri SK. DILEEP, HC 672 of HQ Coy through OC HQ Coy of 9th BN APSP for service.

Rc.No.171/1-3/A2PR/2021.

Office of the Dy. Inspector General of Police, Range-IV, APSP Bns., Mangalagiri.

Dated: 19-08-2021.

ORDER FOR TAKING DISCIPLINARY ACTION IN COMMON PROCEEDINGS

(Rule 24 of the APCS (CC&A) Rules, 1991)

COMMON / JOINT ENQUIRY AGAINST S/Sri K. NANDEESWARA RAO, RESERVE INSPECTOR, SK. DILEEP, HC 672 AND Sri B. DEVA PRASAD, PC 1035 OF 9TH BN., APSP, MANGALAGIRI UNDER RULE 24 READ WITH RULE 20 OF APCS (CC&A) RULES, 1991

Whereas, the Government Servants specified below are jointly concerned in a disciplinary case.

- 1. Sri K. Nandeeswara Rao, Reserve Inspector of 9th Bn., APSP, Venkatagiri.
- 2. Sri SK. Dileep, HC 672 9th Bn., APSP, Venkatagiri.
- 3. Sri B.Deva Prasad, PC 1035 of 9th Bn., APSP, Venkatagiri.

Now, therefore, in exercise of the powers conferred by rules (1) & (2) of Rule 24 of the APCS (CC&A) Rules, 1991, the disciplinary authority hereby directs:

- (i) That disciplinary action against all the said Government Servants shall be taken the common proceedings.
- (ii) That the Deputy Inspector General of Police, Range-IV, APSP Bns., Mangalagiri shall function as the disciplinary authority for the purpose of the common proceedings and shall be competent to impose any of the penalties specified in Rule 9 of the APCS (CC&A) Rules, 1991.
- (iii) That the procedure prescribed in rule 20 & 21 or Rule 22 of the CCA Rules, 1991 shall be followed in the said proceedings

Sd/-..

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

Date: 19-08-2021.

To

Sri K. Nandeeswara Rao, Reserve Inspector, Sri SK. Dileep, HC 672 and Sri B.Deva Prasad, PC 1035 of 9th Bn APSP, Venkatagiri through Commandant, 9th Bn., APSP, Venkatagiri.

Rc.No. 171-2/A2/PR-01/2021.

Office of the

Dy. Inspector General of Police,
Range-IV, APSP Bns.,
Mangalagiri.

MEMORANDUM

PUBLIC SERVICE - ARTICLE OF CHARGES FRAMED AGAINST TO **Sri SK. DILEEP, HC 672** OF 9TH BN., APSP, VENKATAGIRI - DEPARTMENTAL PROCEEDINGS UNDER RULE 24 READ WITH RULE 20 OF APCS (CC&A) RULES, **1991**.

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The undersigned propose to hold an enquiry against **Sri Sk. Dileep, HC** 672 of 9"'Bn., APSP, Venkatagiri with the procedure laid down in Rule 24 read with Rule 20 of the APCS (CC&A) Rules, 1991.

The substance of the imputation of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A statement of imputation of misconduct or misbehavior in support of each article of charge is enclosed. A list of documents by which and list of witnesses by whom the article of charge are proposed to be sustained is also enclosed (Annexure-II & III). The copies of statement of witnesses are also enclosed.

Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri is hereby directed to appear before the undersigned within (10) working days from the date of receipt of this charge memo along with his statement of defence and to state whether he desires to be heard in person.

Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri is informed that an enquiry will be held only in those article of charge as are not admitted. He should therefore specifically admit or deny each article of charge.

Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri is further informed that if he does not appear before the undersigned and not submitted the statement of defence within the period specified above, it will be construed that he has no valid explanation to offer and further action will be processed as per rule 20 of APCS (CC&A) Rules 1991.

Attention of **Sri Sk. Dileep, HC 672** of 9th Bn., APSP, Venkatagiri is invited to rule 24 of the APCS (C) Rules, 1964 under which no government servant shall bring or attempt to bring any political or outside influence bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in r/o any matter dealt within these proceedings, it will be presumed that Sri **Sk. Dileep, HC 672** of 9th Bn., APSP, Venkatagiri is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of APCS (Conduct) Rules, 1964.

The receipt of this memorandum may be acknowledged.

Sd/-..

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

To, Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri through Commandant, 9th Bn., APSP, Venkatagiri.

ANNEXURE-I

Statement of Article of charge framed against Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri.

Article - I

Sri SK. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri. while working as BWO stores in-charge from 27.01.2020 of 9th Bn., APSP, Venkatagiri, it has to come to notice that, SK. Dileep, HC 672 has manipulating the bills pertaining to the BWO Stores and deleted the system software with malafied intension, cause the final loss and misappropriated an amount of Rs 5,47,051/- of Bn., funds.

Thus, Sri SK. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri has exhibited gross misconduct, negligence and dereliction of duties and cheating the officers and shows his criminal mentality and committed big financial fraud is highly reprehensible, which is unbecoming conduct of a Govt. Servant. Thus he violated Rule 3 of APCS (Conduct) Rules 1964.

Hence the Charge.

Sd/-.,

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

Statement of imputation of misbehavior or misconduct in support of the article of charge framed against Sri Sk. Dileep, HC 672 of 9th Bn., APSP, Venkatagiri.

Article - II

Sri SK. Dileep, HC 672 is working in in-charge BWO stores of 9th Bn., APSP, Venkatagiri from 27.01.2020 vide D.O.No.04/2020 (RC.No.19/A1/2019-20) Dated: 22.01.2020. While working as in-charge BWO Stores was involved in various irregularities and he has misused his powers, exhibited misconduct resulting misappropriation an amount of Rs. 5,47,051/- and created embarrassment to the smooth administration of Battalion in the following incidents.

Basis of the Charge:

1. Sri. K. Nadeswara Rao, BWO has been taken permission from the Commandant on 24.11.2020 for procurement of items worth of Rs. 13,97,842/- from the CPC CRPF centre, Arkkonam. It is observed that HC 672 ordered Worth of Rs. 14,75,674/- though e-mail to CPC CRPF centre, Arkkonam without the knowledge of BWO and Commandant.

- 2. On 06-12-2020 (Sunday) Sk. Dileep, HC 672 (i/c stores) sold worth of Rs. 2,38,366=50/- items from CPC stores to T. Pandu Ranga owner of Sri Ramya Fancy Stores, Venkatagiri and loaded the items in private vehicle with support of Sri B. Devaprasad PC 1035 store PC, without notice of the BWO. On enquiry it was also confirmed that Sk. Dileep, HC 672 sold the items from CPC stores to Sri Ramya Fancy Stores, Venkatagiri and deleted the cash bill from the system, it reveals that HC 672 Dileep has intentionally committed mistakes with malafied intension. He did a parallel private business in a Government stores. Which is not tolerated.
- 3. Sk. Dileep, HC 672 Store I/c he himself contacted Sri Sk. Razak, Nellore, who has been provider of the Billing software to 9th Bn., APSP stores and requested to delete the negative values to zero without knowledge of BWO and Addl. Commandant. In enquiry Sri. Sk. Razak software provider stated that after verification of the cash book entries and system entries from January 2020. It was found that the store in charge Sk. Dileep, HC 672 made excess stock entries in the system as against actual stocks entered in cash book, for these excess entries there were no purchase bills in the office. And also noticed excess recovery bills has been created in the name of unit personnel and sent to pay section for salary recovery without approval of the BWO. After through verification of BWO store records, Sk. Dileep, HC 672 misappropriated store cash an amount of Rs. 5,47,051/- by making wrong entries in system. Sri Sk. Dileep HC 672 manipulating the bills pertaining to BWO store transactions like Provision stores and Subsidiary stores purchases day by day sales etc., with malified intention. This clearly shows criminal his mentally.
- 4. Sk. Dileep, HC 672 committed a big financial fraud in stores and intentionally committed the above lapses with malafied intension to cover his mistakes in the eyes of superior officers. He tried to mislead the senior officers by putting petitions against unit officers. Which is highly irresponsible conduct in the disciplinary force.

Further it has come to notice that, he hatched up evil plan in preparing the recovery list of the unit personnel by augmenting the actual amount due form them and managed to recover from the salaries of the concerned personnel intentionally to cover up the deficit cash/goods occurred due to his misuse. When the concerned persons insisted up on him about the excess recovery of store amount, he used to convince them by compromising with his own way.

Further he has dispensed the maintaining goods stock registers and accounts registers when computer system is implemented. The entire details pertaining to the stores in the computer package and system is under the control of him. Taking these advantages he made the falsification of transitions/accounts and made believe the superiors as if the accounts were arithmetically correct.

In view of the facts mentioned above it well established that the said HC 672 swallowed the Bn. funds worth of Rs. 5,47,051/- with a malafied intension to gain illegal earning.

In view of the above the dereliction of duty and misconduct of Said HC, the administration was badly at embarrassing situation and thus caused inconvenience to the administration of the Battalion.

As a Head Constable performing a very important role to run BWO stores, but he failed to attend his legitimate duties and caused inconvenience in the administration of the Battalion. As a Head Constable in APSP and in-charge of BWO stores should maintain smooth functioning in BWO Stores, but he failed to do so and collapsed the smooth Administration.

Further his misconduct in involving misappropriation activities and dissatisfaction of superior officers resulted in placing in him under suspension. Hence his irresponsible behaviour towards his legitimate duties and violated the orders of the superior officers. Which unbecoming conduct of Discipline force.

As per conduct rules the Government employee are bound to maintain complete integrity and should not involve in the acts of misappropriation. As a Head Constable setting a bad procedure and if such misconduct is not curtailed, it leads to cause damage to the discipline. Such irregularities should not be allowed to continue in the disciplinary force. If strict and stringent action is not taken against erring personnel, the morale of the Police force in the department will be damaged.

In a disciplined Police force, there is no place for such persons with criminal attitude. Such activities by the persons in a disciplined force, is a bad signal not only in public but also to the members of disciplined force. If such things are not crushed immediately, there is every possibility that other members may get influenced directly or indirectly. Thus, it is inexcusable. Due to it, even the superior Officers under whom such individuals work, it will bring bad name to them and also damage the reputation of Police in public opinion.

It is the duty of the Govt Servant to maintain certain decency and decorum of conduct while on duty. Any kind of laxity in this regard cannot be tolerated. Such indiscipline if allowed unchecked will cause deterioration of morale in disciplined force and also the image of police will be tarnished in public.

Thus, Sri SK. Dileep. HC 672 of 9th Bn., APSP, Venkatagiri has exhibited gross misconduct, negligence and dereliction of duties and cheating the officers and shows his criminal mentality and committed big financial fraud is highly reprehensible, which is unbecoming conduct of a Govt. Servant. Thus he violated Rule 3 of APCS (Conduct) Rules 1964.

Sd/-.,

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

ANNEXURE - II

Statement showing list of documents by which Article of charge framed against Sri K. Nandeeswara Rao, 9th Bn., APSP, Venkatagiri.

List of documents: -

- 1. Statement of Sri Sri J. Srinivasulu, DSP/Asst. Commandant of 9th Bn., APSP, Venagagiri.
- 2. Statement of Sri. B.S. Chandra SekharRao, Reserve Inspector of 9th Bn., APSP, Venagagiri.
- 3. Statement of Sri Katta Rajasekhar, ARSI 276 of 9th Bn., APSP, Venkatagiri.
- 4. Statement of Sri ShaikRazak, Proprietor, Optimus IT Solutions, Nellore.
- 5. Statement of Sri T. Panduranga, Ramya Super Market proprietor, Venakatagiri.
- 6. Statement of K. Nandeswara Rao, Reserve Inspector of 9th Bn., APSP, Venkatagiri.
- 7. Statement of Sri. B. Bapanaiah, PC 418, 9th Bn., APSP, Venkatagiri.
- 8. Statement of Sri. M.Krishnaiah, HC 1131, 9th Bn., APSP, Venkatagiri.
- 9. Statement of Sri P. Raja Gopal, HC 593, 9th Bn., APSP, Venkatagiri.
- 10. Statement of Sri B. Deva Prasad, PC 1035, 9th Bn., APSP, Venkatagiri.
- 11. Statement of Sri. D. Maruthi, HC 1374, 9th Bn., APSP, Venkatagiri.
- 12. Statement of N.V. Konda Reddy, ARSI 362, 9th Bn., APSP, Venkatagiri
- 13. Reported dated 10.02.2021 of the Commandant, 9th Bn., APSP, Venkatagiri.
- 14. P.E Report C.No.171/A2/2021, Dated: 02.03.2021 of Sri G. Vijaya Kumar, DIG, Range-IV, APSP Bns., Mangalagiri.
- 15. Memo Rc. No. A3/340/2021 dated 30.03.2021 & 08.07.2021 of the Addl. Director General of Police, APSP Bns., Mangalgiri.
- 16. This Office Suspension order ROO. No. 76/2021 (Rc.No.171-2/PR/2021), Dated: 30.03.2021.

Sd/-.,

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

ANNEXURE - III

Statement showing List of Witnesses by which the article of charge framed against Sri K. Nandeeswara Rao, 9th Bn., APSP, Venkatagiri.

List of witnesses: -

- 1. Sri J. Srinivasulu, DSP/Asst. Commandant of 9th Bn., APSP, Venagagiri.
- 2. Sri B.S. Chandra SekharRao, Reserve Inspector of 9th Bn., APSP, Venagagiri.
- 3. Sri Katt. Rajasekhar, ARSI 276 of 9thBn., APSP, Venkatagiri.
- 4. Sri ShaikRazak, Proprietor, Optimus IT Solutions, Nellore.
- 5. Sri T. Panduranga, Ramya Super Market proprietor, Venakatagiri.
- 6. Sri K. Nandeswara Rao, Reserve Inspector of 9th Bn., APSP, Venkatagiri.
- 7. Sri B. Bapanaiah, PC 418, 9th Bn., APSP, Venkatagiri.
- 8. Sri M.Krishnaiah, HC 1131, 9th Bn., APSP, Venkatagiri.
- 9. Sri P. Raja Gopal, HC 593, 9th Bn., APSP, Venkatagiri.
- 10. Sri B. Deva Prasad, PC 1035, 9th Bn., APSP, Venkatagiri.
- 11. Sri D. Maruthi, HC 1374, 9th Bn., APSP, Venkatagiri.
- 12. Sri N.V. Konda Reddy, ARSI 362, 9thBn., APSP, Venkatagiri.
- 13. Sri G. Vijaya Kumar, DIG (Retd) Range-IV, APSP Bns., Mangalagiri. (PE Officer)

Note: Besides the above, other documents and witnesses will also be examined if found necessary in the enquiry.

Sd/-.,

Dy. Inspector General of Police, Range-III, APSP Bns., Kurnool, HAC of DIG, Range-IV, APSP Bns., Mangalagiri.

